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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/582,249
	Filing Date	June 9, 2006
	First Named Inventor	Daisuke KUMAKI et al.
	Group Art Unit	2814
	Examiner Name	Phat X. Cao
Total Number of Pages in This Submission	Attorney Docket Number	0756-7702

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application/Corrected Application Papers <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosures 1. 2. 3. 4. 5. 6.
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 50- 2280 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Eric J. Robinson, Reg. No. 38,285 Robinson Intellectual Property Law Office, P.C. PMB 955 21010 Southbank Street Potomac Falls, VA 20165
Signature	
Date	February 10, 2009

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Attorney Docket No. 0756-7702

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Daisuke KUMAKI et al.

Serial No. 10/582,249

Filed: June 9, 2006

For: LIGHT EMITTING ELEMENT AND
LIGHT EMITTING DEVICE USING
THE SAME

) Group Art Unit: 2814

) Examiner: Phat X. Cao

) CERTIFICATE OF MAILING

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RESPONSE TO ELECTION REQUIREMENT

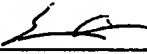
Honorable Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the election requirement in the Office Action of January 13, 2009, Applicant hereby elects with traverse Species II, a light emitting device comprising a first layer for generating a hole is in contact with the first electrode, and the light emitting element emits light when a voltage is applied between the first electrode and the second electrode such that a potential of the second electrode is higher than that of the first electrode. Claims 2-7, 10-17, 19-24, 27-28, and 31-38 read on the elected species. However, Applicant believes that claims 1, 8, 9, 18, 25, 26, 29, and 30 are also readable on the elected species, because claim 1 was previously amended to recite "a potential of the second electrode is higher than that of the first electrode," similar to the recitation of the other independent claims. Thus claims 1-38 are subject to examination at this time.

Examination on the merits is requested.

Respectfully submitted,



Eric J. Robinson
Reg. No. 38,285

Robinson Intellectual Property Law Office, P.C.
PMB 955
21010 Southbank Street
Potomac Falls, Virginia 20165
(571) 434-6789